



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2006 REGULAR SESSION

SENATE BILL NO. 148

THURSDAY, FEBRUARY 23, 2006

The following bill was reported to the House from the Senate and ordered to be printed.

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TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Keller

AN ACT relating to motor vehicle license fees.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1 Section 1. KRS 150.015 is amended to read as follows:

2 **(1)** The declared purpose of Acts 1952, ch. 200, and the policy of the Commonwealth
 3 of Kentucky, is to protect and conserve the wildlife of this Commonwealth so as to
 4 insure a permanent and continued supply of the wildlife resources of this state for
 5 the purpose of furnishing sport and recreation for the present and for the future
 6 residents of this state; to promote the general welfare of the Commonwealth; to
 7 provide for the prudent taking and disposition of wildlife within reasonable limits,
 8 based upon the adequacy of the supply thereof; to protect the food supply of this
 9 state, and to insure the continuation of an important part of the commerce of this
 10 state which depends upon the existence of its wildlife resources. It is further the
 11 declared purpose of Acts 1952, ch. 200, and the policy of this Commonwealth, that
 12 an adequate and flexible system be installed to accomplish the aforesaid purposes.
 13 All of the provisions of Acts 1952, ch. 200, shall be liberally construed in such
 14 manner as most effectually to carry out its purposes and intent.

15 **(2) The commission shall establish a program to promote hunger relief through**
 16 **specific wildlife management and conservation efforts and shall utilize the funds**
 17 **derived from the sources outlined in subsection (3) of Section 2 of this Act.**

18 Section 2. KRS 150.150 is amended to read as follows:

19 (1) Except as provided in this chapter, all moneys derived from the sale of licenses or
 20 from any other source connected with the administration of this chapter shall be
 21 promptly paid over to the State Treasurer, who shall deposit such moneys in a
 22 special fund, known as the game and fish fund. The game and fish fund shall be
 23 used to carry out the purposes of this chapter and any law or regulation for the
 24 protection of wildlife and for no other purpose.

25 (2) All funds received under KRS 150.110 and 150.520 shall be used by the department

1 for the purpose of enforcing those sections and for the protection and propagation of
 2 mussel beds. Any surplus remaining in the fund at the close of each calendar year
 3 shall be turned into the general fund of the department.

4 (3) In addition to the funds derived pursuant to subsection (15) of Section 3 of this
 5 Act, the department shall, beginning August 1, 2006, and each fiscal year
 6 thereafter, set aside not less than twenty-five thousand dollars (\$25,000) from the
 7 game and fish fund for the purpose of promoting hunger relief through specific
 8 wildlife management and conservation efforts. The department shall provide for
 9 a separate accounting of these funds and shall, by October 1, 2007, and annually
 10 thereafter, report on the expenditures made pursuant to this subsection to the
 11 Governor and the Legislative Research Commission.

12 Section 3. KRS 186.050 is amended to read as follows:

- 13 (1) The annual registration fee for motor vehicles, including taxicabs, airport
 14 limousines, and U-Drive-Its, primarily designed for carrying passengers and having
 15 provisions for not more than nine (9) passengers, including the operator, and pickup
 16 trucks and passenger vans which are not being used on a for-hire basis shall be
 17 eleven dollars fifty cents (\$11.50).
- 18 (2) Except as provided in KRS 186.041, the annual registration fee for each motorcycle
 19 shall be nine dollars (\$9), and for each sidecar attachment, seven dollars (\$7).
- 20 (3) (a) All motor vehicles having a declared gross weight of vehicle and any towed
 21 unit of six thousand (6,000) pounds or less, except those mentioned in
 22 subsections (1) and (2) of this section and those engaged in hauling passengers
 23 for hire, operating under certificates of convenience and necessity, are
 24 classified as commercial vehicles and the annual registration fee, except as
 25 provided in subsections (4) to (14) of this section, shall be eleven dollars and
 26 fifty cents (\$11.50).
- 27 (b) All motor vehicles except those mentioned in subsections (1) and (2) of this

section, and those engaged in hauling passengers for hire, operating under certificates of convenience and necessity, are classified as commercial vehicles and the annual registration fee, except as provided in subsections (3)(a) and (4) to (14) of this section, shall be as follows:

Declared Gross Weight of Vehicle and Any Towed Unit	Registration Fee
6,001-10,000	\$24.00
10,001-14,000	30.00
14,001-18,000	50.00
18,001-22,000	132.00
22,001-26,000	160.00
26,001-32,000	216.00
32,001-38,000	300.00
38,001-44,000	474.00
44,001-55,000	669.00
55,001-62,000	1,007.00
62,001-73,280	1,250.00
73,281-80,000	1,410.00

- (4) (a) Any farmer owning a truck having a gross weight of thirty-eight thousand (38,000) pounds or less may have it registered as a farmer's truck and obtain a license for eleven dollars and fifty cents (\$11.50). The applicant's signature upon the certificate of registration and ownership shall constitute a certificate that he is a farmer engaged in the production of crops, livestock, or dairy products, that he owns a truck of the gross weight of thirty-eight thousand (38,000) pounds or less, and that during the next twelve (12) months the truck shall not be used in for-hire transportation and may be used in transporting persons, food, provender, feed, machinery, livestock, material, and supplies

- 1 necessary for his farming operation, and the products grown on his farm.
- 2 (b) Any farmer owning a truck having a declared gross weight in excess of thirty-
- 3 eight thousand (38,000) pounds shall not be required to pay the fee set out in
- 4 subsection (3) of this section and, in lieu thereof, shall pay forty percent (40%)
- 5 of the fee set out in subsection (3) of this section and shall be exempt from
- 6 any fee charged under the provisions of KRS 281.752. The applicant's
- 7 signature upon the registration receipt shall be considered to be a certification
- 8 that he is a farmer engaged solely in the production of crops, livestock or dairy
- 9 products, and that during the current registration year the truck will be used
- 10 only in transporting persons, food, provender, feed, and machinery used in
- 11 operating his farm and the products grown on his farm.
- 12 (5) Any person owning a truck or bus used solely in transporting school children and
- 13 school employees may have the truck or bus registered as a school bus and obtain a
- 14 license for eleven dollars fifty cents (\$11.50) by filing with the county clerk, in
- 15 addition to other information required, an affidavit stating that the truck or bus is
- 16 used solely in the transportation of school children and persons employed in the
- 17 schools of the district, that he has caused to be printed on each side of the truck or
- 18 bus and on the rear door the words "School Bus" in letters at least six (6) inches
- 19 high, and of a conspicuous color, and the truck or bus will be used during the next
- 20 twelve (12) months only for the purpose stated.
- 21 (6) Any church or religious organization owning a truck or bus used solely in
- 22 transporting persons to and from a place of worship or for other religious work may
- 23 have the truck or bus registered as a church bus and obtain a license for eleven
- 24 dollars and fifty cents (\$11.50) by filing with the county clerk, in addition to other
- 25 information required, an affidavit stating that the truck or bus will be used only for
- 26 the transporting of persons to and from a place of worship, or for other religious
- 27 work, and that there has been printed on the truck or bus in large letters the words

1 "Church Bus," with the name of the church or religious organization owning and
2 using the truck or bus, and that during the next twelve (12) months the truck or bus
3 will be used only for the purpose stated.

4 (7) Any person owning a motor vehicle with a gross weight of fourteen thousand
5 (14,000) pounds or less on which a wrecker crane or other equipment suitable for
6 wrecker service has been permanently mounted may register the vehicle and obtain
7 a license for eleven dollars fifty cents (\$11.50) by filing with the county clerk, in
8 addition to other information required, an affidavit that a wrecker crane or other
9 equipment suitable for wrecker service has been permanently mounted on such
10 vehicle and that during the next twelve (12) months the vehicle will be used only in
11 wrecker service. If the gross weight of the vehicle exceeds fourteen thousand
12 (14,000) pounds, the vehicle shall be registered in accordance with subsection (3) of
13 this section. The gross weight of a vehicle used in wrecker service shall not include
14 the weight of the vehicle being towed by the wrecker.

15 (8) Motor vehicles having a declared gross weight in excess of eighteen thousand
16 (18,000) pounds, which when operated in this state are used exclusively for the
17 transportation of property within the limits of the city named in the affidavit
18 hereinafter required to be filed, or within ten (10) miles of the city limits of the city
19 if it is a city of the first, second, third, or fourth class, or within five (5) miles of its
20 limits if it is a city of the fifth or sixth class, or anywhere within a county containing
21 an urban-county government, shall not be required to pay the fee as set out in
22 subsection (3) of this section, and in lieu thereof shall pay seventy-five percent
23 (75%) of the fee set forth in subsection (3) of this section and shall be exempt from
24 any fee charged under the provisions of KRS 281.752. Nothing in this section shall
25 be construed to limit any right of nonresidents to exemption from registration under
26 any other provisions of the laws granting reciprocity to nonresidents. Operations
27 outside of this state shall not be considered in determining whether or not the

1 foregoing mileage limitations have been observed. When claiming the right to the
2 reduced fee, the applicant's signature on the certificate of registration and ownership
3 shall constitute a certification or affidavit stating that the motor vehicle when used
4 within this state is used only for the transportation of property within the city to be
5 named in the affidavit and the area above set out and that the vehicle will not be
6 used outside of a city and the area above set out during the current registration
7 period.

8 (9) Motor vehicles having a declared gross weight in excess of eighteen thousand
9 (18,000) pounds, which are used exclusively for the transportation of primary forest
10 products from the harvest area to a mill or other processing facility, where such mill
11 or processing facility is located at a point not more than fifty (50) air miles from the
12 harvest area or which are used exclusively for the transportation of concrete blocks
13 or ready-mixed concrete from the point at which such concrete blocks or ready-
14 mixed concrete is produced to a construction site where such concrete blocks or
15 ready-mixed concrete is to be used, where such construction site is located at a point
16 not more than thirty (30) air miles from the point at which such concrete blocks or
17 ready-mixed concrete is produced shall not be required to pay the fee as set out in
18 subsection (3) of this section, and in lieu thereof, shall pay seventy-five percent
19 (75%) of the fee set out in subsection (3) of this section and shall be exempt from
20 any fee charged under the provisions of KRS 281.752. The applicant's signature
21 upon the certificate of registration and ownership shall constitute a certification that
22 the motor vehicle will not be used during the current registration period in any
23 manner other than that for which the reduced fee is provided in this section.

24 (10) Any owner of a commercial vehicle registered for a declared gross weight in excess
25 of eighteen thousand (18,000) pounds, intending to transfer same and desiring to
26 take advantage of the refund provisions of KRS 186.056(2), may reregister such
27 vehicle and obtain a "For Sale" certificate of registration and ownership for one

dollar (\$1). Title to a vehicle so registered may be transferred, but such registration shall not authorize the operation or use of the vehicle on any public highway. No refund may be made under the provisions of KRS 186.056(2) until such time as the title to such vehicle has been transferred to the purchaser thereof. Provided, however, that nothing herein shall be so construed as to prevent the seller of a commercial vehicle from transferring the registration of such vehicle to any purchaser thereof.

(11) The annual registration fee for self-propelled vehicles containing sleeping or eating facilities shall be twenty dollars (\$20) and the multiyear license plate issued shall be designated "Recreational vehicle." The foregoing shall not include any motor vehicle primarily designed for commercial or farm use having temporarily attached thereto any sleeping or eating facilities, or any commercial vehicle having sleeping facilities.

(12) The registration fee on any vehicle registered under this section shall be increased fifty percent (50%) when the vehicle is not equipped wholly with pneumatic tires.

(13) (a) The Department of Vehicle Regulation is authorized to negotiate and execute an agreement or agreements for the purpose of developing and instituting proportional registration of motor vehicles engaged in interstate commerce, or in a combination of interstate and intrastate commerce, and operating into, through or within the Commonwealth of Kentucky. The agreement or agreements may be made on a basis commensurate with, and determined by, the miles traveled on, and use made of, the highways of this Commonwealth as compared with the miles traveled on and use made of highways of other states, or upon any other equitable basis of proportional registration. Notwithstanding the provisions of KRS 186.020, the cabinet shall promulgate administrative regulations concerning the registration of motor vehicles under any agreement or agreements made under this section and shall provide for

1 direct issuance by it of evidence of payment of any registration fee required
2 under such agreement or agreements. Any proportional registration fee
3 required to be collected under any proportional registration agreement or
4 agreements shall be in accordance with the taxes established in this section.

5 (b) Any owner of a commercial vehicle who is required to title his motor vehicle
6 under this section shall first title such vehicle with the county clerk pursuant
7 to KRS 186.020 for a state fee of one dollar (\$1). Title to such vehicle may be
8 transferred; however title without proper registration shall not authorize the
9 operation or use of the vehicle on any public highway. Any commercial
10 vehicle properly titled in Kentucky may also be registered in Kentucky, and,
11 upon payment of the required fees, the department may issue an apportioned
12 registration plate to such commercial vehicle.

13 (c) Any commercial vehicle that is properly titled in a foreign jurisdiction, which
14 vehicle is subject to apportioned registration, as provided in paragraph (a) of
15 this subsection, may be registered in Kentucky, and, upon proof of proper title,
16 and payment of the required fees, the department may issue an apportioned
17 registration plate to the commercial vehicle. The department shall promulgate
18 administrative regulations in accordance with this section.

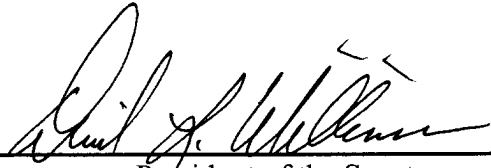
19 (14) Any person seeking to obtain a special license plate for an automobile that has been
20 provided to him pursuant to an occupation shall meet both of the following
21 requirements:

22 (a) The automobile shall be provided for the full-time exclusive use of the
23 applicant; and

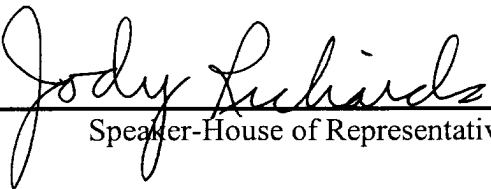
24 (b) The applicant shall obtain permission in writing from the vehicle owner or
25 lessee on a form provided by the cabinet to use the vehicle and for the vehicle
26 to bear the special license plate.

27 **(15) An applicant for any motor vehicle registration issued pursuant to this section**

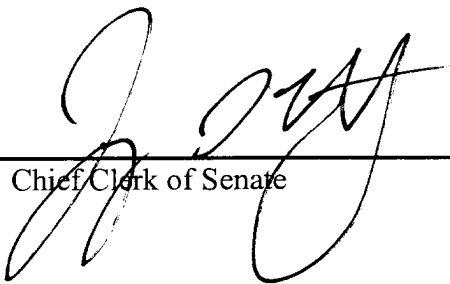
1 shall have the opportunity to make a donation of two dollars (\$2) to promote a
2 hunger relief program through specific wildlife management and conservation
3 efforts by the Department of Fish and Wildlife Resources in accordance with
4 KRS 150.015. If an applicant elects to make a contribution under this subsection,
5 the two dollar (\$2) donation shall be added to the regular fee for any motor
6 vehicle registration issued pursuant to this section. One (1) donation may be
7 made per issuance of each registration. The fee shall be paid to the county clerk
8 and shall be transmitted by the State Treasurer to the Department of Fish and
9 Wildlife Resources to be used exclusively for the purpose of wildlife management
10 and conservation activities in support of hunger relief. The county clerk may
11 retain up to five percent (5%) of the fees collected under this subsection for
12 administrative costs associated with the collection of this donation. Any donation
13 requested under this subsection shall be voluntary and may be refused by the
14 applicant at the time of issuance or renewal of a license plate.



President of the Senate



Speaker-House of Representatives

Attest: 

Chief Clerk of Senate

Approved 

Governor

Date 